

**COMMISSION DIRECTIVE**

ADMINISTRATIVE MATTERS	<input type="checkbox"/>	DATE	<u>June 18, 2007</u>
MOTOR CARRIER MATTERS	<input type="checkbox"/>	DOCKET NO.	<u>2007-205-E</u>
UTILITIES MATTERS	<input checked="" type="checkbox"/>		<u></u>

**SUBJECT:**

DOCKET NO. 2007-205-E - Mack A. Smith, Complainant/Petitioner v. Progress Energy Carolinas, Incorporated (PEC), Defendant/Respondent – Discuss this matter with the Commission.

**COMMISSION ACTION:**

It appears that the agreement reached between PEC and Mr. Smith at the last hearing has broken down. This motion is designed to resolve this matter as quickly as possible. I move that the Commission order the following:

1. PEC is to reconnect Mr. Smith's service as quickly as possible, but not later than the close of business on Tuesday, June 19<sup>th</sup>.
2. By Monday, June 25, 2007, PEC shall determine and report to the Commission its findings as to whether a single phase meter can be installed on Mr. Smith's premises. If a single phase meter can be installed, PEC shall do so as soon as practicable. If not, PEC must explain why a single phase meter cannot be installed by June 25, 2007.
3. PEC will retain the \$200 paid by Mr. Smith last week, and apply it to his outstanding balance.
4. Beginning with the July 1, 2007, billing cycle, Mr. Smith will pay his monthly bills, and service will be subject to termination for non payment by the due date; however, PEC will in no event terminate Mr. Smith's service without first obtaining the Commission's permission.
5. In addition to his regular bill, Mr. Smith will pay the amount of \$152 per month beginning with his August 1, 2007, billing cycle; this amount to be applied against his outstanding balance, and service will be subject to termination for non payment by the due date; however, PEC will in no event terminate Mr. Smith's service without first obtaining the Commission's permission.
6. Mr. Smith's security deposit is deemed as paid in full, and shall not be increased by PEC without express permission from the Commission.
7. The disposition of all amounts in dispute made by Mr. Smith shall be subject to challenge at the final hearing on this matter.
8. A hearing will be set in this matter as soon as possible, and Charlie Terreni is appointed as a hearing officer to help facilitate its scheduling, by taking whatever measures are appropriate including but not limited to the waiving of prefiled testimony requirements, and the resolution of discovery requests.

PRESIDING Hamilton

Session: Special

MOTION YES NO OTHER

Time of Session 2:00 PM

CLYBURN	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
FLEMING	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Absent
HAMILTON	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
HOWARD	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
MITCHELL	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
MOSELEY	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
WRIGHT	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	

APPROVED \_\_\_\_\_  
APPROVED STC 30 DAYS \_\_\_\_\_  
ACCEPTED FOR FILING \_\_\_\_\_  
DENIED \_\_\_\_\_  
AMENDED \_\_\_\_\_  
TRANSFERRED \_\_\_\_\_  
SUSPENDED \_\_\_\_\_  
CANCELED \_\_\_\_\_  
SET FOR HEARING \_\_\_\_\_  
ADVISED \_\_\_\_\_  
CARRIED OVER \_\_\_\_\_  
RECORDED BY T. DeSanty

\*Commissioner Fleming was on Family Sick Leave